

REMARKS

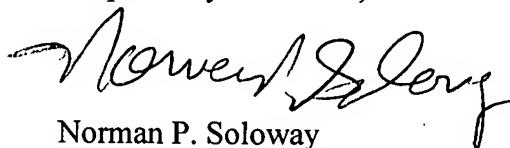
The latest election requirement is confusing and is believed not completely consistent with the previous election requirement. Notwithstanding, Applicant provisionally elects Species 2, i.e. electroactive polymer gels that are activated indirectly. It is believed that all of the previously elected claims read on the elected species.¹

It is noted that claims 1 and 50 are considered generic. It is respectfully requested that the non-elected claims be maintained in this Application, without further action, for possible rejoinder and/or for filing of a divisional application.

Action on the merits is respectfully requested.

In the event there are any fee deficiencies or additional fees are payable, please charge them (or credit any overpayment) to our Deposit Account Number 08-1391.


Respectfully submitted,



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CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail in an envelope addressed to: MAIL STOP AMENDMENT, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on
October 4, 2007, at Tucson, Arizona.

By 

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¹ Additionally, it is believed claims 27-33 also read on Species 2.